



Department of Health

ANDREW M. CUOMO
Governor

HOWARD A. ZUCKER, M.D., J.D.
Commissioner

SALLY DRESLIN, M.S., R.N.
Executive Deputy Commissioner

November 30, 2018

Evan Anderson
MuckRock News
DEPT MR 47852
411A Highland Ave .
Somerville, MA 02144-2516

FOIL #: 18-01-241

Dear Mr. Anderson:

This letter responds to your Freedom of Information Law request of January 20, 2018, in which you requested records regarding "[a] spreadsheet of Medicaid billing records from 1/1/2000 through 2017. Specifically, I am interested in information related to the service provided (for example, psychotherapy), the primary diagnosis related to the service provided, and the amount reimbursed, for the following NPIs:"

1. 1265453666
2. 1154371698
3. 1013991793

In a phone call on April 25, 2018, you specifically advised that for the above-referenced three providers, you would like the following data:

1. Procedure code or service provided
2. primary diagnoses related to the claim
3. Amount reimbursed.

Your FOIL request has been denied pursuant to NYS Public Officers Law §87(2)(a), as "specifically exempted from disclosure by state or federal statute" pursuant to NY Mental Hygiene Law § 33.13(f), and New York Public Officers Law § 87(2)(b), because disclosure "would constitute an unwarranted invasion of personal privacy."

Should you feel that you have been unlawfully denied access to records, you may appeal such denial in writing within 30 days to the Records Access Appeals Officer, Division of Legal Affairs, Empire State Plaza, 2438 Corning Tower, Albany, New York, 12237-0026.

If you require additional information or wish to discuss this matter further, please do not hesitate to contact me at (518) 474-8734.

Sincerely,

Rosemarie Hewig, Esq.
Records Access Officer

RH/bae